

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

SUCRO HOLDINGS, LLC *et al.*,

Plaintiffs,

-v-

PAUL FARMER *et al.*,

Defendants.

24 Civ. 7081 (PAE)

ORDER

PAUL A. ENGELMAYER, District Judge:

On December 9, 2024, defendants filed a motion to dismiss the complaint under Rule 12 of the Federal Rules of Civil Procedure. Dkt. 9. Under Rule 15(a)(1)(B), a plaintiff has 21 days after the service of a motion under Rule 12(b) to amend the complaint once as a matter of course.

Accordingly, it is hereby ORDERED that plaintiffs shall file any amended complaint by December 31, 2024. No further opportunities to amend will ordinarily be granted. If plaintiffs do amend, by January 21, 2025, defendants shall: (1) file an answer; (2) file a new motion to dismiss; or (3) submit a letter to the Court, copying plaintiffs, stating that defendants rely on the previously filed motion to dismiss.<sup>1</sup>

It is further ORDERED that if no amended complaint is filed, plaintiffs shall serve any opposition to the motion to dismiss by December 31, 2024. A reply from defendants shall be served by January 14, 2025. At the time any reply is served, the moving party shall supply the Court with a courtesy copy of all motion papers by attaching them as PDF files to a single email addressed to [EngelmayerNYSDChambers@nysd.uscourts.gov](mailto:EngelmayerNYSDChambers@nysd.uscourts.gov).

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<sup>1</sup> If defendants file a new motion to dismiss or rely on their previous motion, an opposition from plaintiffs will be due 14 days thereafter, and a reply from defendants will be due seven days after that.

SO ORDERED.

A handwritten signature in cursive script, reading "Paul A. Engelmayer".

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PAUL A. ENGELMAYER  
United States District Judge

Dated: December 10, 2024  
New York, New York